

MESSAGE NO: 1284202 MESSAGE DATE: 10/11/2001

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: PRE-Preliminary PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-122-837

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 10/05/2001 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: NOTICE OF PRELIMINARY DETERMINATION IN AN ANTIDUMPING DUTY
INVESTIGATION OF GREENHOUSE TOMATOES FROM CANADA

MESSAGE NO: 1284202

DATE: 10 11 2001

CATEGORY: ADA

TYPE: PRE

REFERENCE:

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CASES: A - 122 - 837

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PERIOD COVERED: 10 05 2001 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, TRADE ENFORCEMENT & CONTROL

RE: NOTICE OF PRELIMINARY DETERMINATION IN AN ANTIDUMPING DUTY
INVESTIGATION OF GREENHOUSE TOMATOES FROM CANADA

1. ON OCTOBER 5, 2001 (66 FR 51010), THE DEPARTMENT OF COMMERCE
PUBLISHED IN THE FEDERAL REGISTER ITS PRELIMINARY DETERMINATION
OF SALES AT LESS THAN FAIR VALUE IN THE ANTIDUMPING DUTY
INVESTIGATION OF GREENHOUSE TOMATOES FROM CANADA.

2. THE MERCHANDISE SUBJECT TO THIS INVESTIGATION CONSISTS OF ALL
FRESH OR CHILLED TOMATOES GROWN IN GREENHOUSES IN CANADA, E.G.,
COMMON ROUND TOMATOES, CHERRY TOMATOES, PLUM OR PEAR TOMATOES,

AND CLUSTER OR "ON-THE-VINE" TOMATOES. SPECIFICALLY EXCLUDED FROM THE SCOPE OF THIS INVESTIGATION ARE ALL FIELD-GROWN TOMATOES.

THE MERCHANDISE SUBJECT TO THIS INVESTIGATION MAY ENTER UNDER ITEM NUMBERS 0702.00.2000, 0702.00.2010, 0702.00.2030, 0702.00.2035, 0702.00.2060, 0702.00.2065, 0702.00.2090, 0702.00.2095, 0702.00.4000, 0702.00.4030, 0702.00.4060, 0702.00.4090, 0702.00.6000, 0702.00.6010, 0702.00.6030, 0702.00.6035, 0702.00.6060, 0702.00.6065, 0702.00.6090, AND 0702.00.6095 OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS).

THESE SUBHEADINGS MAY ALSO COVER PRODUCTS THAT ARE OUTSIDE THE SCOPE OF THIS INVESTIGATION, I.E., FIELD-GROWN TOMATOES. ALTHOUGH THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND

CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION OF THE SCOPE OF THIS INVESTIGATION IS DISPOSITIVE.

3. FOR IMPORTS OF GREENHOUSE TOMATOES FROM CANADA THE CUSTOMS SERVICE SHALL SUSPEND LIQUIDATION OF SUCH SHIPMENTS ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER OCTOBER 5,

2001. EFFECTIVE OCTOBER 5, 2001 CUSTOMS SHALL REQUIRE, FOR SUCH ENTRIES, A CASH DEPOSIT OR THE POSTING OF A BOND EQUAL TO THE MARGINS SHOWN BELOW.

	CUSTOMS ID	MARGIN
EXPORTER	NUMBER	PERCENTAGE
MASTRONARDI PRODUCE LTD.	A-122-837-001	5.54

VEG GRO SALES, INC. (A.K.A. K & M PRODUCE DISTRIBUTORS, INC.)	A-122-837-002	2.45
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RED ZOO MARKETING

(A.K.A. PRODUCE
DISTRIBUTORS, INC.) A-122-837-003 23.17

BC HOT HOUSE FOODS, INC. A-122-837-004 50.75

ALL OTHERS A-122-837-000 32.36

4. ON OCTOBER 5, 2001 (66 FR 51010), THE DEPARTMENT OF COMMERCE ALSO MADE A PRELIMINARY NEGATIVE DETERMINATION OF SALES AT LESS THAN FAIR VALUE IN THE ANTIDUMPING DUTY INVESTIGATION OF GREENHOUSE TOMATOES FROM CANADA WITH RESPECT TO J-D MARKETING INC. (A-122-837-005) AND ITS AFFILIATE SPECIAL EDITION MARKETING. NO SUSPENSION OF LIQUIDATION IS REQUIRED AT THIS TIME FOR ENTRIES OF MERCHANDISE EXPORTED BY THESE COMPANIES.

5. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT, VIA E-MAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, OTHER GOVERNMENT AGENCY LIAISON, USING THE ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT DMITRY VLADIMIROV, AD/CVD ENFORCEMENT 3, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0665.

6. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

PAUL SCHWARTZ

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party